

Steve (00:00.91)

Alright, welcome to another reboot of Grok Talk brought to you by GraniteGrok.com and Grok Media LLC. We are going to attempt to do this every single week, up to an hour, with people from local, national, anybody. We'll talk to anybody, really. And who better to start that with than these two gentlemen. We have Tom Murray and Ken Eyring with us, the founders of the Government Integrity Project, and the gentleman doing the yeoman's work,

in a town where getting a clean election is apparently impossible. Gentlemen, welcome.

Ken (00:38.647)

Yep. Thanks Steve.

Tom Murray (00:38.771)

Thanks for having us on Steve.

Steve (00:41.321)

my gosh. you guys are world famous. The town of Windham is world famous, primarily for the Windham incident, which happened in 2020. I did a quick search on GraniteGrok and if you search Windham election, you get 41 articles. If you search Windham incident, you get 85 articles. Obviously, some of those are going to be the same. And if you search Windham audit, the audit tied to the incident,

You get 19 articles. So we have a small amount of history and we have video. have, if you're interested listeners and watchers, search any one of those and you will find not only the hard work these gentlemen have done to try to ensure some level of election integrity in the town of Wyndham, which also means your town wherever you are, because if you know anything about politics, if it's happening there, it's happening where you live. So.

Ken (01:20.599)

you

Steve (01:40.758)

This has been going on for four years now, right? And some number of elections, town elections, federal elections, state elections, and they still can't get anything right.

Tom Murray (01:54.503)

Yeah, I mean, it's laughable, but it's not because it's your election, but it's past the point of ridiculousness and it's gone into like bizarro world. And you can't believe that we've had not one, not two, but three monitors assigned by the attorney general's office.

Ken (02:19.287)

So let me just jump in there just for a second, Tom. According to former Secretary of State Bill Gardner, who served 45 years, the appointment of an election monitor is a very rare occurrence in New Hampshire. It has happened three times in Windham, three. Okay, let that sink in.

Tom Murray (02:42.897)

Not the kind of record you want to be proud of when you live in a community that you've had the dubious distinction of having three monitors appointed to your elections because they just can't get it right.

Steve (02:58.317)

And so in 2020, obviously was the big deal. There were several hundred votes that sort of just disappeared and reappeared. And then you had problems with your town election, you problems in the midterms. And now this time you had monitors again and the problem wasn't just the people running the elections. It was also the monitors, yes?

Tom Murray (03:20.595)

Correct.

Ken (03:22.551)

Right. And this isn't the only time that the monitors did not do their jobs properly. The first time the monitor, who was that? Gene Van Lone?

Tom Murray (03:34.003)

Jane Van Lone, think he was on election, he was a ballot law commission member.

Ken (03:40.853)

He was until we raised complaints and pointed out all of the issues and he resigned from that position. So I'd like to take some credit for that.

Tom Murray (03:47.101)

quickly exited.

Steve (03:54.703)

And what was it? Let's talk about that just for a little minute. So Election Law Commission, people who aren't from New Hampshire might not know what that is. We have one and it doesn't really do anything. Correct?

Ken (04:07.009)

Yeah, about law commission.

Tom Murray (04:08.787)

Yeah. And I would, so the legislature, um, delegate, this is a controversy in and of itself, Steve, because there's a lot of people that think this is a unlawful expansion of the undelegated powers by the legislature given to the ballot law commission, because what

they're supposed to do and what they do do are two different, distinctly different things. They're supposed to be, um, nothing more than

Steve (04:09.162)

ALRA commission. And what is their job?

Tom Murray (04:39.867)

an extension for recon purposes. But what they do do is they act more or less as the judge, jury, and executioner in the sense that they weigh heavily in on election matters that many feel as though that's not their pure view. It's basically undelegated expansion of delegated powers.

Ken (04:40.023)

It's seven o'clock.

Tom Murray (05:07.763)

to a non-judicial committee and they act in three capacities, an executive function, a judicial function, and to some degree they're almost in a legislative function as well in how they operate.

Ken (05:21.815)

Yeah, you know, they're also set up to be the group of people who actually evaluate and approve which election machines will be used in New Hampshire. Nobody on that commission, nobody has the technical expertise to make those decisions. And yet they're the ones who are authorizing the use of specific machines. It's a sad statement.

Tom Murray (05:45.757)

It is. It is.

Steve (05:47.919)

And we've had, see, I take myself, I'm still learning how to use all this equipment I have sitting in front of me. We've written so many articles about LSH and all the people who were involved with elections in New Hampshire, some of the connections to first families, political first families in the state, and the equipment itself. And of course, we continue to have issues and.

Every time, I don't know, maybe I'm wrong, as anybody in the state, we've had at least a handful of warrant article initiatives brought up in local towns to try to go back to hands counting for machine counting. I think one of them passed, but normally that doesn't happen. People seem to really think the machines are the way to go, and yet you guys, in your own experience, have seen repeatedly that these are problems.

Ken (06:39.457)

Well, when the ballot law commission and the secretary of state held testing for the public to come and actually look at the machines, that was probably what, year and a half ago, Tom and I went down and we independently filled out ballots on our own with different scenarios in order to test whether or not they would work properly.

Tom Murray (06:51.783)

Yeah buddy, you're inevitable.

Ken (07:05.589)

We both independently made the machines produce fraudulent results. And we were only dealing with like what, 12 or 15 ballots each.

Tom Murray (07:10.835)

Yeah.

Tom Murray (07:15.335)

Yeah, yeah. I had the Dominion machine and I think you had the voting works machine. yeah, yeah. And really what that goes back to is the whole audit.

Ken (07:21.109)

Yeah, I did them both.

Ken (07:27.696)

There was a third one there too. I forget which one, what company that was, and then they withdrew.

Tom Murray (07:34.963)

That's right. There was a third company there, but this goes back to the audit, Ken, where, you know, they proved that it was a function of the machine's inability to decipher a fold through the target oval and an actual fill that oval, which disenfranchise voters. And it didn't just happen in Winn-Him, New Hampshire. And that was the unfortunate part of the audit is the audit never went far enough because I submit.

If it did, and you looked at the data, which we clearly had, we had almost every single tally tape from every machine in every voting district in the 2020 election. And clearly you could see inordinate amounts of overvotes. Actually, it was Ken that worked with a group of people that fixed that by creating a law that that ballot, your ballot would be spit back out of the machine for you to go ahead and either fill out a new ballot.

or put it into the auxiliary bin, is the little side envelope on the side of the black box, which houses the voting machines, to be hand counted.

Ken (08:43.543)

Yeah. And since that law was passed, if you look at the results coming out of all the polling places, overvoted ballots are close to zero. It's an unheard of almost that it ever happens.

So when you go and you look at, was it Merrimack, which I think is where you are, Steve, you got close to 22 % overvoted ballots.

Tom Murray (08:57.64)

Yeah.

Tom Murray (09:05.277)

Mayor Mennon.

Ken (09:10.931)

in the 2020 election. I mean, that's just ridiculous that all of those voters were disenfranchised.

Tom Murray (09:18.321)

Yeah, the ironic part about that, Ken, was the fold actually went through the late Dick Hinch's target oval. And it actually disenfranchised Democrat voters in that time. So, you know, that was an area of interest because this really should be a nonpartisan issue, you know, but unfortunately people just didn't want to take the time to understand what the problem was. And here we are.

you know, 2024 and although the overvote issue has become less of an effect, we still have the other issues that remain. And a lot of that was just brushed aside to the audit because they just were the response that I got time and time again from the independent auditors was that's not in our scope of work. That's not in scope. That's not in scope.

Ken (10:14.891)

Yeah, but you know what? And all that we've talked about over and over and over and over again. Tom and I filed complaints to the Secretary of State, to the AG's office, and those complaints have resulted in election monitors being appointed to oversee Wyndham's elections. They have led to mandatory training, which

Our Windham's election officials were required to attend and many did not. the problems still continue election after election after election. And the reason is, is because nothing changes. This is Einstein's theory of, or a definition of insanity. They keep doing the same things over and over again. You know, we file a complaint, the complaints are acknowledged.

Tom Murray (10:48.275)

that I'll show up.

Ken (11:12.871)

We use, you know, this is not personal. This is we use all election official documentation. We point out the problems. We they get investigated. They get acknowledged. And then a whole series of of training takes place. They scoop the elections again. They point an election monitor. They still screw it up, even with an election monitor present. We file complaints. They have more training sessions.

And the same people are running this. And now some people would come in and they'll say, well, yeah, yeah, yeah. But, know, Peter Griffin used to be the election monitor for Windham and he's no longer doing that job. But the person who was sitting in the elections in Windham in 2020, in every election forward, as the person who was actually tallying up the votes, creating the spreadsheet, sitting in the back, scratching his head until three o'clock in the morning on almost every election.

trying to figure out how to add two plus two together, and doing second grade math. And you you're laughing, but I'm not trying to make a joke. You know, this is really serious that a guy who's adding up the votes can't reconcile how many voters there are and how many votes were cast and how many ballots were cast. Even this last election where we had an election monitor and the election monitors report praises.

Steve (12:21.798)

I know.

Ken (12:40.151)

the great advances and that when they did, yes, there were problems, but yes, they've done such a great job. Well, they did such a great job that they were only off by 197 ballots compared to voters. How can that be a great job when a few years ago in Exeter, they got a cease and desist letter from the attorney general and they were off by their announced number of voters and the ballots cast by 110. So 50 % more and yet,

Our election officials did a great job. How can that possibly be? I submit to you that we have people who work as election officials, who work for the state government. In fact, we have one guy who's a selectman. He works for the AG's office in the DCYF office as a prosecutor. And I think that helps. We have another guy who's an election official.

He hasn't served on the elections the past couple of elections. Maybe he got tired. Maybe he realized that there were problems and he just decided to bow out. But he is a significant donor to Chris Sununu, who says that we have the gold standard in the nation, which is a bunch of crap. And he's also, you know, good friends with the governor, shows up to ribbon cutting ceremonies and yada, yada, yada. So we've got our election officials who are being protected by the people who should be enforcing election laws.

It's time for the people who should be enforcing the election laws to be removed from office because they're not doing their job. They swear an oath to the constitution, but they're not doing their jobs. They're giving favoritism. Yet, who was it, Tom? Was it in Hampstead? Was it Regina Barnes? She went in as a state rep with a complaint of something much less than what the people in Wyndham have been doing, and that moderator was told to resign. We had people...

Tom Murray (14:20.957)

Regina Barnes.

Ken (14:32.189)

up in we had a moderator in I think it was Laconia Ward six who a few election elections ago double counted votes double counted votes because on handwritten ballots they get shoveled off by the machine into a separate bin and then the people are supposed to take them out after the election polls close and they're supposed to count only the the races where there is a write-in

Tom Murray (14:33.405)

Nicolio.

Yep.

Ken (15:01.495)

for that particular race. Well, the monitor's report from this past election says that there were people who were counting every vote on the ballot, which means some of those races, probably most of them, were double counted. That's what got the monitor in Laconia forced to resign. Yet our window monitor and our window election officials this past election get

praise from the election monitor. What do you think that is? Why?

Tom Murray (15:37.061)

And Ken, me add something. Let me add to that too. One of the things...

Steve (15:37.421)

It's a great question and we're going to dig into that. Go ahead, Tom.

Ken (15:42.175)

And I could go on for hours. This is not one specific issue. We have people, I'm just gonna repeat myself because I think it merits being heard again. We have people who have sworn an oath to the Constitution to enforce election laws and they have not done their jobs.

Steve (15:44.482)

I know you could.

Steve (16:01.422)

Tom, I'm going to let you dig into their most recent problem with 197 missing votes, I think it was. But I wanted to preface that by letting people know that over the course of the summer, leading up to what we thought was going to be another attempt to steal the 2024 election, we've been spending a lot of time talking about things having to do with the Secretary of State and the AG's office in the state of New Hampshire with regard to elections. So Linda Brown and

Tom Murray (16:07.281)

Yeah, so...

Steve (16:31.673)

forgetting everybody's name. Definitely people who are out there trying to improve the situation. We spent a lot of time reporting on completed ballot chain of custody and how the boxes are taped, how they're labeled, if it's done correctly. They actually got the state to change the tape, but they didn't take the training from the company that offered the tape and they offered it for free. They were going to show them the correct way to do it to ensure that when you remove the tape, you actually saw

that it had been removed in violation of law or if it had been removed legally and all the paperwork was filled out, yada yada yada. So the Secretary of State's office agreed to the tape, but they sort of forgot about the rest of it. And so what we ended up with was the same situation we had where they were putting clear tape down first and then the tape, the

security tape, and you could just peel up the clear tape and the security tape together and leave no mark and then tape it all back up the same way and nobody would know. So.

Ken (17:27.767)

The reason for that is because the tape doesn't stick to the tape.

Steve (17:31.427)

Right, doesn't matter, it needs to stick to the carton. This is so people understand what we're dealing with from the people in the election offices and officials who trying to do that. The AG's office and the Secretary of State issued a pre-election day memo stating that basically people working the machines in the towns, the election officials, were to discourage people from requesting to have their ballot hand counted.

When queried about this, basically the AG was going to find out who they were and they were going to be guilty of something.

Ken (18:07.935)

The memo said to get the names of the people who wanted to have their ballots hand counted. It was an intimidation process. That, in my opinion, is voter intimidation. Those people should have been, those are the people who, in my opinion, were breaking the law.

Tom Murray (18:15.569)

which I submit is a violation of federal code.

Steve (18:21.057)

Yep.

Steve (18:26.574)

Yeah, and we wrote about that and I challenged the Secretary of State's office and they just kind of did this little circle jerk where they pointed me to the AG who pointed me to the Secretary of State who pointed me to the AG and you can read it on graniteGrok.com. But anyway, the most recent problems in Wyndham where there were moderators who wrote a really nice report, which Ken just talked about, never once in that entire report did they mention what was probably the single biggest problem with the 2024 election in Wyndham. Tom?

Tom Murray (18:55.571)

197 that number 197 is nowhere in that report

Steve (18:56.975)

197 missing ballots.

Ken (19:03.767)

Right, but Tom, again, I'm just going to cut off before you go on. But what is in the report is the acknowledgement that people double counted ballots. Yet at the end of the report, Windham election officials did an admirable job. Are you kidding me? There's nothing to see here.

Tom Murray (19:19.219)

Yeah. Off by 197 applause. You know, I'd be remiss if I didn't bring up a couple of points on some of the things that you just mentioned. You brought up Linda Brown. You brought up Regina. We talked about how the clerk was removed or encouraged to resign. It's amazing to me. Everyone likes to throw this word transparency around. But when you question anything, the amount of

resistance that you endure is remarkable. And I find it really interesting because I followed the things that Linda Brown has done. And let's just talk about, it's not just the removal of this town clerk that needed to be removed because keep in mind, this is your guaranteed constitutional right to elect your representatives that you are guaranteed and

a free and equal election pursuant to Part 1, 11 of the New Hampshire Constitution.

Ken (20:20.215)

Hey, Tom, hold on, hold on, hold on. So I'm sorry again to cut, I'm gonna set you up here. So we have election officials who have after every election when we're pointing out all the flaws, and look, it's a lot of work to do this. We don't enjoy staying to the polls until three o'clock in the morning. We're not sitting there trying to find gotcha moments. We just want our elections to be run according to the law. We want every vote, every legal vote to be counted.

Tom Murray (20:24.337)

No, keep going, Ken. This is good.

Ken (20:49.099)

But after the elections, the papers recently have been flooded by our election officials saying, what a wonderful job, what a wonderful job all of our election volunteers or our election officials have done. And yet in a meeting that was not intended to be made public, which Tom found out about and sat in on, he discovered that there was a letter written by one of those people who were trashing Tom and I.

and yet acknowledging all of the mistakes and it's got to stop. It's been going on for election after election after election after election and it's unacceptable. It's embarrassing and it has to end. Tom, now continue.

Tom Murray (21:35.763)

So that selectman happens to be Heath Partington. And in the local paper, he gaslights Ken and I. there was a recent... He does. And there was a recent letter where he brought up integrity. And he gaslights me. Doesn't say my name, but everybody knows it's me because of what transpired at the elections. And he takes everything out of context. But...

Ken (21:46.305)

gaslights the community about us.

Tom Murray (22:04.581)

It's interesting what he does publicly, but then privately in an email. And it begins by saying, because it's just to a certain group of people, you know, I like I've labeled them in my own mind, the cabal. So this cabal of people in Wynham, he says this is 91 a discoverable. I mean, he's he's basically just putting it out there like so I don't want to say.

Ken (22:31.531)

Well, yeah, he was saying he's choosing his words carefully.

Tom Murray (22:34.343)

But I don't want to say there's anything wrong with the elections, but it's amazing when he writes it, he's not even aware that the elections are off by 197 ballots cast. And I just find it remarkable.

Ken (22:46.017)

That's right. That's right. He's condemning the election and all the things that went wrong on election night and was not even aware that they were off by 197 ballots. That was the cherry on top.

Tom Murray (22:59.155)

And there's a section, Ken, where in that email that I actually got ahold of via 91A, he gaslights not only you and I, but he gaslights the Secretary of State's office and the AG's office. He blames them. So I, he blames the monitors. And I found it remarkable because I took that email and I'm like, you know what? I have to send this to Dave Scanlon, the Secretary of State.

Ken (23:13.355)

blames them for part of the problem. He blames the monitors for their mistakes. my God.

Tom Murray (23:28.979)

And I did. I sent it to Dave. said, Hey, Dave, FYI, you might want to be aware of this before your monitors go ahead and sign off on that report. Well, guess what, Steve, if you look at that monitor's report, it's dated December 5th. They had that opportunity to correct it knowingly, knowingly that the count was off by 197. You think they did it? Nope.

Steve (23:58.339)

Well, I know they didn't because we shared that report because you sent it to me. And we published it. And we've talked about it at least twice now. And that's why we're talking about it this way. Because this is a big deal. mean, people, you know, we've been at this for a little while, you guys kind of certainly been and been pretty active ever since I first met him at my kitchen table, like 10 years ago, on a completely different issue. And I met you not long after that, Tom, but

Tom Murray (24:01.703)

Yes, yes.

Ken (24:20.951)

Yeah, that's right.

Steve (24:27.362)

people don't understand that so many people get involved and then they like they're like shooting stars and then they burn out and they disappear. But there's always some people like you guys like us, know, like Linda Brown, like a whole bunch of Al Brandano, Dan Richard, Dan Richard, that just grab the bull and they don't let go.

Ken (24:46.113)

and attempt.

Tom Murray (24:46.183)

Dan Richie.

Steve (24:53.027)

And there's a reason for that because as I've said earlier and what you guys are talking about and what Tom's going to cover in a minute, a little bit more detail. It's everywhere. OK, I learned this from Ed Nail when I started doing this back in 2008. If it's happening in your town, it's happening in everybody else's town to some degree, maybe not the exact same issue. Somebody is embezzling. Somebody is committing fraud.

Tom Murray (25:04.115)

it is.

Steve (25:19.406)

And sometimes they don't know they're doing it, to be fair. Some of these small towns, but the smaller the town, the nastier they get when you try to expose them. And that's just a reality. And I've seen that in real time over the last close to 20 years I've been doing this. So what you guys are doing, the town is going to fight you to the very end. They're never going to stop. And in New Hampshire, they have help. They have air cover. The Attorney General's office and the Secretary of State

Tom Murray (25:29.277)

point.

Steve (25:47.927)

It's just the history of New Hampshire. They don't want to deal with election issues. never have. They don't want to deal with the non-student voters. They don't want to deal with the people who come from out of state same day. They don't want to deal with it. They just don't. But we have to keep doing this.

Ken (26:01.064)

and

Well, that's why people go away because they come to the conclusion that all the time and effort that they put in to things right, there's no positive results. There's usually not positive results. Every now and again there is. But the examples that Tom and I are giving where nothing's changing in Wintam, that all goes down to the fact that election laws are not being enforced.

Tom Murray (26:03.901)

Yep.

Ken (26:33.099)

And, you know, I'm not going to give up. Tom's not going to give up. Now it's time to look to the people who are supposed to be enforcing the election laws who haven't and to hold them accountable. If they're not going to hold the people who are violating the law accountable, then we need to hold them accountable. We need to get people in place who are going to do the job so that we have the gold standard of elections and not just say it.

Tom Murray (26:58.375)

Yeah. I'm going to add to that, Ken, because Steve, you hit a hot string there with grabbing the bull. And I got to tell you, I'm that guy. I love grabbing the bull. I want to go for that ride. I don't know if it's the boxer in me. I have the heart of a lion. And when you tell me I'm wrong and I know that the facts support otherwise and I know that I'm right, I will take you on.

That goes to Brendan O'Donnell up at the election law unit at the AG's office. That was Nicholas Chong Yang. I think he's gone. You know, I don't know what happened with him, but Brendan O'Donnell is the next guy in my sights because I would love to see him fired. Because if I had the ability and I held that governor's position or I was in the AG, I got to tell you, I'd give him his walking papers. Don't let the door hit you on the way out, son.

Because the point being that Ken brought up how much time, energy and effort goes into this. The facts are the facts. They stand on their own. It's the fact that you don't want to follow the law. Isn't it ironic? Let's talk about the AG violating federal law, intimidating voters to vote in a manner in which they want them to vote, not allowing them to place their ballot into the side auxiliary bench.

Why would the AG weigh in on that? What is the purpose? Because they don't want someone to have their ballot hand counted?

Ken (28:36.983)

Hey, Tom, I'm sorry. You brought up Brandon O'Donnell. Wasn't he the guy who was involved with the Hampstead and Regina Barnes decision to remove that moderator? Yeah, so that moderator by the same guy who reviewed our complaint, which had 33 issues all documented and only maybe half a dozen were addressed and some of them were addressed erroneously.

Tom Murray (28:49.447)

Yeah, he was.

Ken (29:04.727)

you know, improperly referenced our complaint, which was much more serious than what took, that's exactly what I'm trying to say. The people in Wyndham are being protected by the people in Concord, and that's not right.

Tom Murray (29:11.725)

Where's the consistency, Ken?

Tom Murray (29:20.647)

No, it's not right.

Steve (29:20.718)

Didn't they just kick a clerk out on the seacoast over an election this year? okay. Right. Okay.

Tom Murray (29:25.479)

Yeah, that's the one we were talking about. Regina Barnes. They kicked that. And Linda Brown was involved with that. You know, what else Linda Brown was involved with? Was pointing out to her sand down selectman that one of the results were wrong in the sand down selectman's race. and you know, it's, it's amazing to me that the majority of those selectman, you know, they, they, the first thing they grab onto is election conspiracy, tin foil hat wearing. It's math.

It's meh!

Ken (29:55.58)

And yet, and yet behind the scenes, Keith Partington is acknowledging all of that.

Tom Murray (30:00.357)

Yeah! And at the end of the day, it's mathematics, one plus one equals two, but in their world, it doesn't. And they just can't get their heads around the fact that they can't count. They can't do third grade mathematics. And as Ken said, it's not meant to be a snide remark. It's a factual truth that they're just unwilling to acknowledge. And the Secretary of State, and moreover, Brendan O'Donnell, look.

Ken (30:22.826)

It's simple math.

Tom Murray (30:27.825)

That report that just came out on September 5th, the joint letter to the town of Wyndham voters by Jen Cody and Kristen, she's the vital records director. I can't remember the author. I got to tell you, those two individuals were the monitors. How embarrassing is that? Not only to the attorney general's office and the secretary's office, but them personally.

to oversee an election that is off by 197 ballots cast. And they're giving out exemplaries and praises to these individuals that are conducting it. At what point does a normal person step back and say, you want me to trust the system in this process? How can I?

Ken (31:03.511)

and then give praise to the election officials.

Steve (31:20.782)

What a great job you guys did crap in your pants. All right, let's give you a cookie. It is amazing. So explain the 197 vote thing. I've seen the paperwork, obviously, I know what's going on, but people might not get what you mean. Obviously, there's 197 ballots missing. get them.

Ken (31:36.225)

Do you have a ballot?

Tom Murray (31:36.275)

So let me just take a minute to just set this up and give you some context. this going back to January, the primary, Dave Scanlon had sent Aaron Hennessey, the assistant secretary of

state to the primary. And I'm glad that he did that. And the reason why is because I think for the first time,

erin actually saw first hand incompetent i'm gonna use that word incompetent incompetent game in sterns is when it comes to counting the votes i mean clearly struggling where they are till two o'clock in the morning i'm sitting next to erin i'm looking over to her she's looking over to me we're both you know ahead in hand like on gashes

Ken (32:32.695)

She offered to help multiple times.

Tom Murray (32:34.775)

multiple times. So finally, Erin basically said, look, grab the table, come up to the front of the line at the rail, we're going to do this. And within 10 minutes, Steve, she had the entire election results ready. And he was back there for over three hours, just smoke coming out of the guy's ears.

Ken (32:39.903)

at three o'clock in the morning.

Ken (32:56.823)

He was still back there after after Aaron was done. He was still in the back trying to reconcile the election. Aaron was done. The announcement was made at about what, a three thirty ish, you know. So after all, all the the voters were counted, all the ballots were counted, all the votes themselves were counted. And the and the announcement, Aaron said that. Gannon was still in the back at four o'clock when she went home, trying to still figure out what was going on.

Tom Murray (33:03.044)

scratching his head.

Steve (33:26.859)

Wow.

Tom Murray (33:26.899)

And what they're trying to do in this current report is they're trying to get you to believe that, these are all new election officials. know, Peter Griffin has gone away. Nikki Merrill, the clerk, she has resigned. This is new. No, it's not. These are the same individuals that were there in 2020. They're the reason why. Yeah.

Ken (33:37.079)

They're not.

Ken (33:51.893)

and any subsequent election after that.

Tom Murray (33:55.185)

And there's a group of people that stand around these individuals and they don't hold them to account. In fact, they do just the opposite. They shield them from any real criticism and accountability. Yeah. Yeah. He carnivores. Yeah.

Ken (34:06.785)

like Keith Partington, like Keith Partington, publicly phrases them, publicly condemns Ken and Tom, privately admits there have been problems.

Steve (34:16.844)

Yes, publicly publicly condemns you for caring about which 197 voters didn't get counted because or did they? We really don't know. And that's every freaking election.

Ken (34:27.339)

We don't know. And yet, where's the investigation?

Tom Murray (34:31.847)

Right. So to give this some context, because I think this is important, in the primary, there is an issue and it's up in the courts. It's in the Richards case against Sununu, which has been kicked back down to the lower courts. But one of the things that the state statutes are clear on, it's RSA 65950B. And it basically states that

Anyone that is submitting an absentee ballot has to have an affidavit. We all know that the definition of an affidavit is an instrument that has to be attested to in the presence of a person who's authorized to administer an oath. That being a justice of the peace, a notary or in the elections, an election official. That was happening.

all the way up until 1979. And what happened in 1979 was, and what I think is a clerical error. We had the legislature go ahead unconstitutionally change our Article 11 Constitution by adding religious exemption to the ballot affidavit. Now, Dave Scanlon and I have a disagreement.

Dave believes that RSA 657, the affidavit stands on its own. And I disagree because I say election procedure, which is chapter 659 dictates and 659 defines affidavit. 65950B says that it has to be sworn and attested to. And moreover, to add to my argument, 65953 states,

Forms not in order if it's not notarized then it's not supposed to be counted. In fact, the quote is affidavit not properly executed end quote. So this is a controversy that many people like agree with within my position and Dave disagrees, which is fine. So what

Ken (36:45.079)

Dave Scanlon, I just want to make it clear, is the Secretary of State of New Hampshire.

Tom Murray (36:51.249)

Yes. Thank you, Ken. And so the secretary's and state, we've talked about this, we've discussed this. So I thought, here's an ingenious idea. Let me use RSA 659-27A, which states that if I'm a registered voter, I can challenge that ballot that I believe to be defective. And I did that because it wasn't duly attempted to. So I did that in the primary.

Ken (37:14.167)

because it wasn't really attested to by law.

Tom Murray (37:20.893)

So I don't think Dave Scanlon really appreciated that. And I don't think he liked it. Okay. And I think that's what prompted that letter that came out prior to the election, that memorandum, okay, which I also disagree with. Not only do I disagree with that memorandum, I think it's a violation of federal code. And I think it's influencing voters unlawfully.

Steve (37:49.441)

It's amazing because I've, I've, you know, been a little bit more involved in this. know, obviously we were very involved in the 2020 incident and everything that followed from that. Because you guys both contribute to GraniteGrok and we were very happy to continue to promote that out into the universe. But just, you know, having people from the attorney general's office send me emails explaining something legal to me, and I'm looking at it and going, this is total bullshit. This isn't what it says. You can't do this. I just

These are the people responsible for enforcing the constitutional law of the state of New Hampshire.

Tom Murray (38:25.341)

Well, I'm gonna share, yeah. So this is interesting. we get to Election Day on November 5th, right? And this memorandum kinda hits some nerves with some people. One of those individuals is former Supreme Court Justice Bob Lynn, who also happens to be a Windham representative. And I'll get to the conversation in a minute between him and Brendan O'Donnell that took place

Ken (38:25.709)

That's the same point I'm making. They're not forcing the laws.

Tom Murray (38:54.713)

on Election Day. So the night before the election, I took the time to go out to the polling location and film and take photographs of the warrant that was posted in any postponement of absentee ballots. So just so that your audience is aware, by law, RSA 65949, you are supposed to begin processing all absentee ballots at 1 p.m. on Election Day.

Okay? Anything that comes in after 5 p.m. is not supposed to be counted, but you're supposed to start the processing of absentees by 1 p.m. However, there is a state law that allows for 10 or more individuals who are registered voters on the supervisor's checklist to postpone at the end of closing. Now Ken and I have gathered some of these, you know, individuals in the past.

because we saw a problem with Windham, continuing problem, was they were having difficulty processing the absentee balance accurately. So why don't we exercise this law and make it so that they can go ahead and process these at the end of the night. So their focus can be all on the accuracy of these absentee ballots, because even in the 2020 report,

I can't remember how many, but there was a significant amount of people that were disenfranchised because their ballots weren't counted.

Ken (40:29.947)

Let me just jump in again, Tom. I'm sorry. So we did this, filed this, what do they call it, a challenge. We had more than enough people sign it to delay the processing of the absentee ballots until after the polls close. It only takes them about 50 minutes to actually process all the ballots, open them up out of the envelopes, check them off on the checklist, put the ballots in the machines, and they're done.

Tom Murray (40:31.761)

Yeah, go ahead.

Ken (40:59.479)

It's only about 50 minutes, but we did this two or three elections in a row. And again, those election officials who like to poo poo Ken and Tom, they're publicly saying, well, we caused the elections to go until 3.30 in the morning. And what bad people we are. We're not considerate of the volunteers who are coming. Everybody's getting frustrated. And what disruptors we are. Well, this past election, the general election,

We didn't file that challenge. You know what they did? They took it upon themselves to wait until after the polls closed to process the absentee ballots. I just, you can't make this stuff up. We're bad guys for telling them that that's a really good organized way to do it. And yet when we don't tell them that that's what they should do, they do it themselves anyway. And they do it in violation of the law because they did not post.

24 hours in advance that that's what they were going to do and that's the point that you're making Tom.

Tom Murray (41:58.941)

That's the point, and I'm gonna further it by saying Kristen Martino, that was the monitor. I told her, I said, first and foremost, the posting is defective because it's not up there. Okay, so you're not supposed to count at eight o'clock. They should be counting there right now at

1 p.m. She's like, we're gonna call the AG's office. And guess who answers the phone, Brendan O'Donnell. And what does Brendan say? Brendan says, it's okay to violate the law.

because there is no provision for them to count at eight o'clock on their own. But we're going to go ahead because they posted online and they posted at the clerk's office. But that's not what it says, Brendan. It says shall. It says shall. So you're authorizing the monitor, Galen Stearns, to neglect his duty, violate people's rights, violate the law, and not follow that properly. that's just one issue out of many.

Okay, I want to get back into the point where you're making where I'm challenging these absentee ballots for being defective. The very first one I challenge, Roger Hollenberger, the selectman, is throwing a tizzy, having a fit. Okay, now this absentee ballot is not signed. It doesn't have a signature on it. And everyone knows that's the kiss of death on an absentee ballot. If it's not signed, not to Roger, not to Roger.

Ken (43:22.494)

Not to Roger.

Tom Murray (43:26.373)

Roger wants to count it and he's throwing a fit and and and and I don't understand why these people just don't understand the rules of the game and how elections are conducted and after all of the monitor reports and all of the news media attention not portraying these people in a positive light why would they just none of these people by the way

Ross McLeod, Selectman, Roger Hollenberger, Heath Parniton showed up at the mandatory training that was given by Dave Scalen, the Secretary of State. None of them. None of them. Bruce Breton also couldn't conduct, but I'll give him a pass because he was in the hospital. He had a heart attack. So.

Ken (44:14.805)

He had medical issues. And if you're going to name names, the fifth selectman, Mark Samsel, was actually there.

Tom Murray (44:24.231)

Mark Samsel was present, he was. And I applaud Mark's to try, but here's the thing, and Mark's a good friend of mine, but I'm gonna call him out on this show too. Mark's gonna do a better job, because the results are the results, and the cast ballots are off by 197. Now,

Ken (44:26.903)

So you gotta get those with a...

Ken (44:41.867)

Well, yeah, because the Constitution states that the count, the processing and counting of votes shall be done in the presence of the selectman whose duty it shall be to observe and witness and confirm the accuracy of the votes. And obviously, you know, and the other thing, the other thing that's disturbing is that in the meeting that Tom brought up that they were off by 197 votes.

Tom Murray (44:57.821)

Yeah. They're not doing that.

Ken (45:10.223)

the meeting where Tom became aware of that letter, the email that Heath Partington wrote. Tom brought up that they were off between the number of ballots cast and the number of voters. And Galen Stearns admitted that he knew that on election night, but he went home anyway. He didn't want to stay and reconcile it. And that's exactly what the

Tom Murray (45:34.653)

cease and desist.

Ken (45:35.351)

The cease and desist letter to Exeter back in 2019 specifically said you should have stayed at the polls. You were off by 110. You should have stayed at the polls until you reconciled it. That number is not acceptable. That difference, that discrepancy, it must be reconciled before you go home.

Steve (45:55.311)

People need to understand it in a lot of towns in New Hampshire. That's a huge number. mean, elections are won by one or two votes, which is why we focus so much on get out to vote. Why, especially at town elections where maybe 15 to 20 % of the actual population that can vote shows up to vote on school budgets and town budgets. You're talking about a handful of votes, maybe on everything, depending on what it is. And so 197 votes is huge.

Tom Murray (46:22.301)

This has been in every single election.

Ken (46:23.447)

Hold on. A couple years ago, Senator Bob Guida, he's retired now, but Senator Bob Guida put in a bill, an election law bill, and in his presentation to the Senate, he made the statement that over the past, I think, 44 or 45 years, there had been 44 or 45 elections decided by one or less votes.

to the point that you're making, Steve, it happens almost every election.

Tom Murray (46:57.107)

To add to that Ken, we had, and I believe it was a local election in 2023 or was it 22, it was a Julia Sote House race, which he was declared the winner. And then subsequent to the four o'clock deadline to ask for recount, and keep in mind, he's declared the winner. Over the weekend, he was declared that he didn't have enough votes.

Ken (47:25.495)

They recounted the votes in secret in violation of the law. They submitted new, quote, final results to the secretary of state. I think they took 17 votes. There was a 17 vote swing between Julius and the person he was running against. And it was such a close race that at that point, Julius was declared the loser of that race.

There was a recount because it was so close. Julius' opponent asked for a recount on that Tuesday morning. If that opponent would have said, I don't want to have a recount, the results would have stood. Julius would not have been deemed the winner of that race. And, you know, fortunately the recount proceeded, the, Julius' opponent wasn't aware of it.

And the recount actually flipped back the votes to something very, very similar. I think it was off by one on election night and Julius was declared the winner. But, you know, these are the types of things that were in our complaint. And when we, when we point them out, the response of the, Brandon O'Donnell in his report was that the

No results of any race change. Yes, they did. They did. The results of Julius Soti's race, think it's Rockingham County District 35, they changed. They changed from Julius losing, from winning to losing, and then winning again. And the only reason why he won again is because of the recount. But the results were off and they're flawed.

Nobody in our AG's office appears to care that we have people down here who can't do second grade math. And I'm using that term not to belittle, but if you think about it, you've got three, you've got, in Wyndham we've got four voting machines and each voting machine produces results in the thousands of votes, okay? So you've got four digit numbers. Second graders learn how to add four digit numbers together, but.

Ken (49:49.067)

The people who are doing that or the person who's doing that and win damn, it takes them hours and hours, five, six hours after an election. Even using a spreadsheet where all you have to do is transcribe the numbers from a voting machine on eTrace into the spreadsheet

where it automatically adds up all the machines, ripples down and gives you the totals. Yet they can't do that. Something's seriously wrong.

Tom Murray (50:17.107)

And to go back to what I was explaining to give you the context of this December 5th report, on November 5th, Election Day, I went ahead and as I did in the previous primary challenge these defective ballots, I challenged the defective ballots again. And interestingly this time, in that memorandum,

it's not only about where to place your ballot, it's also about ballot challenges. And it was labeled mass ballot challenges by the Secretary of State's office and the AG's office that the moderators weren't to accept those. So I had duly lawful challenges to these defective ballots. And they were in the thousands, by the way. And

my rights were violated RSA 65927A was very clear on the statutory process that you're supposed to follow and I followed it to a T and I have them on video telling me that they will accept my challenges but they're not going to process them. Now I had to sign these in the presence of an election official

because I have to sign an affidavit, Steve.

Ken (51:44.331)

But the election official wouldn't sign that he witnessed Tom signing them.

Tom Murray (51:49.553)

Yeah, go figure. To challenge, you have to produce an affidavit, but they don't enforce the affidavit that you're supposed to sign in order to vote.

Ken (51:59.671)

And the monitor said that he will sign as witness after the fact based on the word of the person who actually witnessed. The monitor was supposed to be the guy actually witnessing so that he could sign and attest to Tom's challenge.

Steve (52:19.918)

Sounds like we have some issues. So we have about eight minutes left. How do we want to fill them?

Tom Murray (52:24.349)

So to the context, I wound up after this, I wound up leaving. I didn't stay till three o'clock in the morning. And by the way, they still were there till three o'clock in the morning. And then I had read the local paper that over the weekend, it came out. And when I read it, there was a constitutional question. And I quickly did the third grade math in my head, because I added the overvotes, the yeses, the nos, the undervotes.

and it gave it a number. And I was like, that number doesn't match the balance cast.

Ken (53:02.421)

And the balanced cast was written on the same piece of paper down at the bottom.

Tom Murray (53:06.099)

right there in the paper, right on the page. And I said, that's off by 197. And so when I go to this secret meeting they have, they acknowledge it. They're all like, yeah, yeah, yeah. We did a good job, know, atta boy, you know? I mean, I'm looking at him, I'm like, and that's why I say it's it's like Twilight Zone. It's Bizarro World. And here's the...

Ken (53:11.649)

So it's really easy to cross-move.

Ken (53:23.573)

Yeah, but we did a good job anyway.

Yeah.

Tom Murray (53:35.985)

the AG and the Secretary of State giving them cover and giving them praise. nowhere, I'm curious, does Kristin Martino in Vital Records even know that it's off by 197? Does Jen Cody know that it's off by 197? I would love someone to interview one of those two, if not both of them, and get their response. Yeah.

Ken (53:57.163)

Steve.

Steve (53:58.689)

Hey, I can ask but you know, most of these people don't want to talk to me. For the same reason they don't want to talk to you but you know. So we're ask a couple uncomfortable questions and

Tom Murray (54:06.436)

That's right. That's right. You know

Ken (54:12.247)

I have to admit, I have to give kudos to former Secretary of State Bill Gardner and current Secretary of State Dave Scanlon. They both are very responsive when I reach out to them and I ask them questions. I, you know, while I'm being critical of some of the non-

support we're getting from people in his office and from the AG's office. I just want to make it clear that, you know, I don't think, I just want to make it clear that he is responsive when I speak, when I reach out and I talk to him. We don't always agree, but many times we do. And when we don't agree, it's a respectful.

Steve (54:52.066)

They are. And that's an interesting, that's an interesting part about New Hampshire. mean, everybody who I've ever talked to says that if they have, know, if Dave Scanlon has said, you can call me, you can call Dave Scanlon, he will talk to you. He is the Secretary of State right now. There's not a lot of places in America where you can do that. So we do have that advantage. The fact that nothing happens is another issue. But anyway, at least you can get to somebody, right?

Tom Murray (55:05.255)

No, you can.

Ken (55:10.839)

That's exactly right.

Ken (55:18.463)

Right. And then, you know, in fairness to the Secretary of State, the people who are charged with enforcing election law is the AG's office. And they're the ones who are dropping the ball, in my opinion.

Steve (55:34.191)

That's a long-standing problem in the state of New Hampshire, regardless of who the governor or the AG is when it comes to elections, which we talked about in the beginning. So Wyndham once again has an issue. We have a secretary of state's office and an attorney general's office who are excited about the improvements but have nothing to say about the votes of 197 people who may or may not be missing. We don't know if those ballots exist, what happened, where those numbers came from, but it looks like something's amiss.

So things have improved, but they haven't.

Ken (56:08.341)

Now, not at all.

Tom Murray (56:10.001)

No improvement here in Windham, unfortunately. We await the day.

Steve (56:16.46)

Alright, so what are we, what's the next steps? We got a couple minutes left. What do you do now?

Tom Murray (56:20.295)

Well, we have some local elections coming up here in Wynham. You know, I would hope that people that watch this show, you know, might get inspired to, you know, seek a selecting position, perhaps a town clerk's position, you know, and serve honorably as an election official in, you know, and do the job that needs to be done that unfortunately hasn't been done.

And this is in every state, federal and local election since 2020. And that's really when Ken and I just started paying attention. And the other thing I would encourage your listeners and viewers to get involved in their local elections. Because as you stated, Steve, if it's happening in here and win him, you know that it's happening in your town or there's a possibility. Not all election officials are created equal.

I mean, there's some that I around the state I talked to to do an exceptional job, an exceptional job. And there's others that, you know, leave a lot to be desired, you know. And I think, you know, by way of example, Linda, Linda Brown in Sandown has displayed some of those significant errors that have been made over there. So.

Ken (57:18.709)

Yeah. Yep.

Ken (57:27.509)

And we got them all.

Tom Murray (57:37.607)

people really need to get involved is what it did if they want free and fair elections they have to volunteer and put some time into it and they'll they'll find quickly if their elections are being run properly or they're not

Ken (57:50.315)

Well, in addition to that, we need to get qualified people who care in the AG's office who are going to seriously enforce election law. And until that happens, you're going to have people who get concerned, as you pointed out, Steve.

Steve (57:50.67)

All right.

Ken (58:06.945)

They file complaints and then their fuse burns out and they go away because they're coming to the conclusion that you can't fight city hall, nothing really is going to change. And therefore, they just figure why waste my time. But it's important to get involved. It's important that we now move our focus to the people who should be enforcing election law.

And those are the people who we need to accountable in order to.

Tom Murray (58:37.843)

Ken, if I could just, can I just add to that too? Just a quick remark. We have laws in place where they can issue civil penalties for egregious incidences like the one that Wyndham has. mean, knowing that that's the word. When they knowingly...

Steve (58:38.35)

Great. That sounds good. Gentlemen, go ahead, finish it up.

Ken (58:51.755)

knowingly.

knowingly, Tom. And our election officials have knowingly violated election laws because Tom and I have made them aware of that ahead of time, multiple times. For instance, Betty Dunn, who's the school district moderator, handled ballots where she was a candidate on the ballot. You're not supposed to do that. And yet we have pictures of her holding the ballot, which is a specific color for the school district.

Steve (59:17.39)

Mm-mm.

Ken (59:23.625)

And she just, you know, she acts as if nothing's going to happen. And it makes you think that she knows nothing's going to happen because there's this shield.

of security around the town of Wintam when it comes to elections. And I truly believe it's because of the connections that multiple Wintam election officials have directly into the AG's office and directly into the governor's office. And that's a sad statement. And I would love to have somebody prove me wrong. But in order to do that, you need to justify why the AG's office is making other town moderators and town clerks

resigned from their positions, but nothing changes in the town of Wintam. Nothing.

Tom Murray (01:00:05.798)

I can't.

Steve (01:00:13.198)

All right, we're going to have to just keep digging into this and reporting on it. And I know we could probably go another hour and talk about this stuff, which gives people a sense of the problem, right? Because I mean, we've covered some ground today in the last 60 minutes. And there's plenty more we could talk about. And I suspect we will again in the not too distant future, because this obviously isn't over and nor should it be. so we will try to get a follow up and know, mope, mope.

poke the AG's office a little bit and we'll poke the Secretary of State's office a little bit. And we've discovered that, you know, sometimes when we publish stuff, it has an effect on the way people act and respond in the state of New Hampshire, and we're going to keep doing that.

Ken (01:00:53.557)

The GraniteGrok was behind.

the Windham incident becoming the Windham incident. Without the GraniteGrok, that story never would have went national and then global. So, know, kudos to the GraniteGrok and your organization, things that you and Skip have done over the years. It's just, it's, it's, I know it's a labor of love, but it's an awful, awful lot of work that you do. And you guys need to be praised for that. You guys are awesome.

Steve (01:01:24.31)

And we take donations. So I will leave it at that. And of course, you gentlemen have supported us and been very generous. So we appreciate that too.

Ken (01:01:28.104)

And you know what? People should.

Steve (01:01:35.863)

All right, gentlemen, Tom Murray, Ken Eyring, thank you very much for taking some time to talk to us today. And we're not done with this one, are we? All right. Thank you. Good night.

Tom Murray (01:01:43.985)

No, we're not. Thanks for having us on, Steve. I appreciate it.

Ken (01:01:47.255)

Thanks.